

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000

Provides for continued examination of a utility or plant

Application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

AUG 02 2004

PTO-1449

U.S. PATENT AND TRADEMARK OFFICE

Application Number:

10/071,992

Filing Date:

February 8, 2002

First Named Inventor:

Mailaender et al.

Group Art Unit:

2877

Examiner Name:

Hwa S. Lee

Attorney Docket Number:

US 20 01 1067

CUSTOMER NO.:

27623

This is a Request for Continued Examination (RCE) Under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 153 (d) (PTO/SB/29) instead of RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (August 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

**1. Submission required under 37 C.F.R. § 1.114**

a. Previously submitted

i. \_\_\_\_\_ Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on \_\_\_\_\_ (any unentered amendment(s) referred to above will be entered).

ii. \_\_\_\_\_ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

iii. \_\_\_\_\_ Other \_\_\_\_\_

b. XXXXX Enclosed

i. XXXXX Amendment/Reply

ii. \_\_\_\_\_ Affidavit(s)/Declaration(s)

iii. \_\_\_\_\_ Information Disclosure Statement (IDS) and PTO-1449

iv. \_\_\_\_\_ Other \_\_\_\_\_

**2. Miscellaneous**

a. \_\_\_\_\_ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)

b. \_\_\_\_\_ Other \_\_\_\_\_

**3. Fees** The RCE fee Under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.

a. XXXXX The Director is hereby authorized to charge any deficiency in fees, or credit any overpayments to Deposit Account No. **01-0467**.

i. XXXXX RCE fee (\$770.00) required under 37 C.F.R. §1.17(e)

ii. XXXXX Extension of Time fee (37 C.F.R. §§ 1.136 and 1.17)

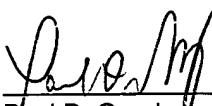
iii. \_\_\_\_\_ Other \_\_\_\_\_

b. XXXXX Check in the amount of \$ **880.00** enclosed

c. \_\_\_\_\_ Payment by credit card (Form PTO-2038 enclosed)

July 29, 2004

Date of Signature

  
Paul D. Greeley

Attorney for Applicant(s)

Ohlant, Greeley, Ruggiero & Perle, L.L.P.

One Landmark Square, 10<sup>th</sup> Floor

Stamford, Connecticut 06901-2682

Registration No. 31,019

Telephone: (203) 327-4500

Telefax: (203) 327 6401

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 29, 2004.

Joanne A. Romaniello

NAME

  
SIGNATURE

7/29/04

DATE



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Mailaender et al.

Serial No.: 10/071,992

For: TESTING ARRANGEMENT FOR OPTICAL DEVICES

Filed: 8 FEB 2002

Examiner: Hwa S. Lee

Art Unit: 2877

Confirmation No.: 2010

Customer No.: 27,623

Attorney Docket No.: US 20 01 1067

**AMENDMENT**

**COMMISSIONER FOR PATENTS**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

Dear Sir:

Applicants are submitting the present document, concurrently with a Request for Continuing Examination (RCE), in response to an Office Action dated 29 MAR 2004 (hereinafter "the Office Action"). Please amend the above-noted application as follows:

**Amendments to Claims** begin on page 2 of this paper.

**Remarks** begin on page 5 of this paper.